

Senate File 206 - Reprinted

SENATE FILE \_\_\_\_\_
BY COMMITTEE ON NATURAL RESOURCES
AND ENVIRONMENT

(SUCCESSOR TO SSB 1147)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to deer population management and providing
2 penalties and appropriations.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 2270SV 81
5 av/sh/8

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1 1 Section 1. Section 170.1, subsection 4, Code 2005, is
1 2 amended to read as follows:
1 3 4. "Farm deer" means an animal belonging to the cervidae
1 4 family and classified as part of the dama species of the dama
1 5 genus, commonly referred to as fallow deer; part of the
1 6 elaphus species of the cervus genus, commonly referred to as
1 7 red deer or elk; part of the virginianus species of the
1 8 odocoileus genus, commonly referred to as whitetail; part of
1 9 the hemionus species of the odocoileus genus, commonly
1 10 referred to as mule deer; or part of the nippon species of the
1 11 cervus genus, commonly referred to as sika. However, a farm
1 12 deer does not include any unmarked free-ranging elk, whitetail
1 13 deer, or mule deer, or whitetail deer on hunting preserves
1 14 regulated under chapter 484B.
1 15 Sec. 2. Section 483A.1, subsection 2, paragraph c, Code
1 16 2005, is amended to read as follows:
1 17 c. Hunting license, eighteen years of age or older
1 18 ..... \$ 80.00
1 19 ..... 100.00
1 20 Sec. 3. Section 483A.1, subsection 2, paragraphs f through
1 21 u, Code 2005, are amended to read as follows:
1 22 f. Deer hunting license, antlerless deer only, required
1 23 with the purchase of an antlered or any sex deer hunting license
1 24 ..... \$ 100.00
1 25 ~~f.~~ g. Deer hunting license, antlerless deer only
1 26 ..... \$ 150.00
1 27 ~~g.~~ h. Wild turkey hunting license ..... \$ 100.00
1 28 ~~h.~~ i. Fur harvester license ..... \$ 200.00
1 29 ~~i.~~ j. Fur dealer license ..... \$ 501.00
1 30 ~~j.~~ k. Location permit for fur dealers ..... \$ 56.00
1 31 ~~k.~~ l. Aquaculture unit license ..... \$ 56.00
1 32 ~~l.~~ m. Retail bait dealer license ..... \$ 125.00
1 33 or the amount for the same type of license in
1 34 the nonresident's state, whichever is greater
1 35 ~~m.~~ n. Trout fishing fee ..... \$ 13.00
2 1 ~~n.~~ o. Game breeder license ..... \$ 26.00
2 2 ~~o.~~ p. Taxidermy license ..... \$ 26.00
2 3 ~~p.~~ q. Falconry license ..... \$ 26.00
2 4 ~~q.~~ r. Wildlife habitat fee ..... \$ 8.00
2 5 ~~r.~~ s. Migratory game bird fee ..... \$ 8.00
2 6 ~~s.~~ t. Fishing license, three-day ..... \$ 15.50
2 7 ~~t.~~ u. Wholesale bait dealer license ..... \$ 250.00
2 8 or the amount for the same type of license in
2 9 the nonresident's state, whichever is greater
2 10 ~~u.~~ v. Fishing license, one-day ..... \$ 8.50
2 11 Sec. 4. Section 483A.8, subsections 1, 3, and 6, Code
2 12 2005, are amended to read as follows:
2 13 1. A resident hunting deer who is required to have a
2 14 hunting license must have a resident hunting license in
2 15 addition to the deer hunting license and must pay the wildlife
2 16 habitat fee. In addition, a resident who purchases a deer
2 17 hunting license shall pay a one dollar fee that shall be used

2 18 and is appropriated for the purpose of deer herd population  
2 19 management, including assisting with the cost of processing  
2 20 deer donated to the help us stop hunger program administered  
2 21 by the commission.

2 22 3. a. A nonresident hunting deer is required to have a  
2 23 nonresident hunting license and a nonresident deer license and  
2 24 must pay the wildlife habitat fee. In addition, a nonresident  
2 25 who purchases a deer hunting license shall pay a one dollar  
2 26 fee that shall be used and is appropriated for the purpose of  
2 27 deer herd population management, including assisting with the  
2 28 cost of processing deer donated to the help us stop hunger  
2 29 program administered by the commission.

2 30 b. A nonresident who purchases an antlered or any sex deer  
2 31 hunting license pursuant to section 483A.1, subsection 2,  
2 32 paragraph "e", is required to purchase an antlerless deer only  
2 33 deer hunting license at the same time, pursuant to section  
2 34 483A.1, subsection 2, paragraph "f".

2 35 c. The commission shall annually limit to ~~eight six~~  
3 1 thousand ~~five hundred~~ licenses the number of nonresidents  
3 2 allowed to have antlered or any sex deer hunting licenses. Of  
3 3 the ~~first~~ six thousand nonresident antlered or any sex deer  
3 4 licenses issued, not more than thirty-five percent of the  
3 5 licenses shall be bow season licenses and, after, After the  
3 6 ~~first~~ six thousand antlered or any sex nonresident deer  
3 7 licenses have been issued, all additional licenses shall be  
3 8 issued for antlerless deer only. The commission shall  
3 9 annually determine the number of nonresident antlerless deer  
3 10 only deer hunting licenses that will be available for  
3 11 issuance.

3 12 d. The commission shall allocate ~~the all~~ nonresident deer  
3 13 hunting licenses issued among the zones based on the  
3 14 populations of deer. However, a nonresident applicant may  
3 15 request one or more hunting zones, in order of preference, in  
3 16 which the applicant wishes to hunt. If the request cannot be  
3 17 fulfilled, the applicable fees shall be returned to the  
3 18 applicant. A nonresident applying for a deer hunting license  
3 19 must exhibit proof of having successfully completed a hunter  
3 20 safety and ethics education program as provided in section  
3 21 483A.27 or its equivalent as determined by the department  
3 22 before the license is issued.

3 23 6. The commission shall provide by rule for the annual  
3 24 issuance to a nonresident of a nonresident antlerless deer  
3 25 hunting license that is valid for use only during the period  
3 26 beginning on December 24, ~~2003~~, and ending at sunset on  
3 27 January 2, ~~2004~~ of the following year, and costs fifty  
3 28 dollars. A nonresident hunting deer with a license issued  
3 29 under this subsection shall be otherwise qualified to hunt  
3 30 deer in this state and shall have a nonresident hunting  
3 31 license, and pay the wildlife habitat fee, and pay the one  
3 32 dollar fee for the purpose of deer herd population management  
3 33 as provided in subsection 3. Pursuant to this subsection, the  
3 34 commission shall make available for issuance only the  
3 35 remaining nonresident antlerless deer hunting licenses  
4 1 allocated under subsection 3 that have not yet been issued for  
4 2 the ~~2003--2004~~ current year's nonresident antlerless deer  
4 3 hunting seasons.

4 4 Sec. 5. NEW SECTION. 483A.8A DEER HARVEST REPORTING  
4 5 SYSTEM.

4 6 1. The commission shall provide, by rule, for the  
4 7 establishment of a deer harvest reporting system for the  
4 8 purpose of collecting information from deer hunters concerning  
4 9 the deer population in this state. Each person who is issued  
4 10 a deer hunting license in this state shall report such  
4 11 information pursuant to this section as is required by the  
4 12 commission by rule.

4 13 2. A nonresident deer hunter who violates this section  
4 14 shall not be issued another deer hunting license for the next  
4 15 year until after all other nonresident applications for deer  
4 16 hunting licenses have been fulfilled and then only if such  
4 17 licenses allocated remain available for issuance.

4 18 Sec. 6. Section 483A.24, subsection 2, paragraph a,  
4 19 subparagraph (2), Code 2005, is amended to read as follows:

4 20 (2) "Farm unit" means all parcels of land which are  
4 21 certified by the commission pursuant to rule as meeting all of  
4 22 the following requirements:

4 23 (a) Are in tracts of ten acres or more, not necessarily  
4 24 contiguous,

4 25 (b) which are Are operated as a unit for agricultural  
4 26 purposes and which are,

4 27 (c) Are under the lawful control of the owner or the  
4 28 tenant.

4 29 The commission shall adopt rules establishing a procedure  
4 30 for the certification of parcels of land as farm units for the  
4 31 purposes of this subsection.

4 32 Sec. 7. Section 483A.24, subsection 2, paragraph b, Code  
4 33 2005, is amended to read as follows:

4 34 b. Upon written application on forms furnished by the  
4 35 department, the department shall issue annually without fee  
5 1 ~~one deer or one wild turkey license, or both,~~ to the owner of  
5 2 a farm unit or to a member of the owner's family, but not to  
5 3 both, and to the tenant or to a member of the tenant's family,  
5 4 but not to both. ~~The deer hunting license or wild turkey~~  
5 5 ~~hunting license issued shall be valid only on the farm unit~~  
5 6 ~~for which an applicant qualifies pursuant to this subsection~~  
5 7 ~~and shall be equivalent to the least restrictive license~~  
5 8 ~~issued under section 481A.38. The owner or the tenant need~~  
5 9 ~~not reside on the farm unit to qualify for a free license to~~  
5 10 ~~hunt on that farm unit. A free deer hunting license issued~~  
5 11 ~~pursuant to this subsection shall be valid during all shotgun~~  
5 12 ~~deer seasons.~~

5 13 Sec. 8. Section 483A.24, subsection 2, Code 2005, is  
5 14 amended by adding the following new paragraph:

5 15 NEW PARAGRAPH. c. Upon written application on forms  
5 16 furnished by the department, the department shall issue  
5 17 annually without fee two deer hunting licenses, one antlered  
5 18 or any sex deer hunting license and one antlerless deer only  
5 19 deer hunting license, to the owner of a farm unit or a member  
5 20 of the owner's family, but only a total of two licenses for  
5 21 both, and to the tenant of a farm unit or a member of the  
5 22 tenant's family, but only a total of two licenses for both.  
5 23 The deer hunting licenses issued shall be valid only for use  
5 24 on the farm unit for which the applicant applies pursuant to  
5 25 this paragraph. The owner or the tenant need not reside on  
5 26 the farm unit to qualify for the free deer hunting licenses to  
5 27 hunt on that farm unit. The free deer hunting licenses issued  
5 28 pursuant to this paragraph shall be valid and may be used  
5 29 during any shotgun deer season. The licenses may be used to  
5 30 harvest deer in two different seasons. In addition, a person  
5 31 who receives a free deer hunting license pursuant to this  
5 32 paragraph shall pay a one dollar fee for each license that  
5 33 shall be used and is appropriated for the purpose of assisting  
5 34 with the cost of processing deer donated to the help us stop  
5 35 hunger program administered by the commission.

6 1 Sec. 9. Section 483A.24, subsection 2, paragraphs c and d,  
6 2 Code 2005, are amended to read as follows:

6 3 ~~c.~~ d. In addition to the free deer hunting ~~license~~  
6 4 ~~licenses~~ received pursuant to paragraph "c", an owner of a  
6 5 farm unit or a member of the owner's family and the tenant or  
6 6 a member of the tenant's family may purchase a deer hunting  
6 7 license for any option offered to paying deer hunting  
6 8 licensees. An owner of a farm unit or a member of the owner's  
6 9 family and the tenant or a member of the tenant's family may  
6 10 also purchase two additional antlerless deer hunting licenses  
6 11 which are valid only on the farm unit for a fee of ten dollars  
6 12 each.

6 13 ~~d.~~ e. If the commission establishes a deer hunting season  
6 14 to occur in the first quarter of a calendar year that is  
6 15 separate from a deer hunting season that continues from the  
6 16 last quarter of the preceding calendar year, each owner and  
6 17 each tenant of a farm unit located within a zone where a deer  
6 18 hunting season is established, upon application, shall be  
6 19 issued a free deer hunting license for each of the two  
6 20 calendar quarters. Each license is valid only for hunting on  
6 21 the farm unit of the owner and tenant.

6 22 Sec. 10. NEW SECTION. 483A.24B SPECIAL DEER HUNTS ==  
6 23 INTENT == PENALTY.

6 24 It is the intent of the general assembly that the  
6 25 department shall administer and enforce the administrative  
6 26 rules concerning special deer hunts promulgated pursuant to  
6 27 sections 481A.38 and 481A.39. A person violating such rules  
6 28 is guilty of a simple misdemeanor punishable as a scheduled  
6 29 violation as provided in section 483A.42.

6 30 Sec. 11. NEW SECTION. 483A.24C DEER DEPREDATION  
6 31 MANAGEMENT AGREEMENTS == PERMITS.

6 32 It is the intent of the general assembly that the  
6 33 department shall administer and enforce the administrative  
6 34 rules concerning deer depredation that are contained in 571  
6 35 IAC chapter 106.

7 1 Sec. 12. Section 483A.24A, Code 2005, is repealed.

7 2 SF 206

7 3 av:nh/cc/26